

1 Rene L. Valladares  
2 Federal Public Defender  
3 Nevada State Bar No. 11479  
4 Andrew Wong  
5 Assistant Federal Public Defender  
6 411 E. Bonneville, Ste. 250  
7 Las Vegas, Nevada 89101  
8 (702) 388-6577  
9 Andrew\_Wong@fd.org

10 **UNITED STATES DISTRICT COURT**  
11 **DISTRICT OF NEVADA**

12 United States of America,

13 Plaintiff,

14 v.

15 Malachi Smith,

16 Defendant.

17 Case No. 2:20-CR-00087-JAD-DJA

18 **ORDER to Advance  
19 Evidentiary Hearing**

20 The parties jointly request that this Court vacate the July 1, 2021, evidentiary hearing  
21 and advance it to either June 21, 2021 or any date between June 23, 2021 through June 30,  
22 2021 because:

- 23 1. Defense counsel will be out of the district from July 1, 2021 to July 9, 2021.
- 24 2. The parties wish to advance the evidentiary hearing in order to allow ample  
25 time for the Court to adjudicate the motion to suppress.
- 26 3. Mr. Smith is not in custody and wishes to advance his evidentiary hearing.

27 DATED: May 26, 2021

28 Rene L. Valladares  
29 Federal Public Defender

30 /s/ *Andrew Wong*  
31 By \_\_\_\_\_

32 Andrew Wong  
33 Assistant Federal Public Defender

34 Christopher Chiou  
35 Acting United States Attorney

36 /s/ *Stephanie N. Ihler*  
37 By \_\_\_\_\_

38 Stephanie N. Ihler  
39 Assistant United States Attorney

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

United States of America,  
Plaintiff,  
v.  
Malachi Smith,  
Defendant.

Case No. 2:20-CR-00087-JAD-DJA

## **Order Granting First Stipulation to Advance Evidentiary Hearing**

Based on the stipulation of counsel, the Court finds that good cause exists to advance the evidentiary hearing.

IT IS THEREFORE ORDERED that the evidentiary hearing currently scheduled for July 1, 2021, at 9:00 a.m., is vacated and advanced to June 28, 2021, at 9:00 a.m.

DATED: May 27, 2021.

300

DANIEL J. ALBREGTS  
UNITED STATES MAGISTRATE JUDGE